

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Christine Hogate,

Civ. No. 20-1295 (PAM/TNL)

Plaintiff,

v.

ORDER

Warden Starr,

Defendant.

This matter is before the Court on the Report and Recommendation (“R&R”) of United States Magistrate Judge Tony Leung dated July 2, 2021. (Docket No. 22.) The R&R recommends dismissing Petitioner Hogate’s Petition under 28 U.S.C. § 2241 for lack of jurisdiction. Petitioner did not file any objections to the R&R, and the time to do so has passed. D. Minn. L.R. 72.2(b)(1).

This Court must review de novo any portion of an R&R to which specific objections are made, but in the absence of objections, the Court reviews the R&R only for clear error. 28 U.S.C. § 636(b)(1); D. Minn. L.R. 72.2(b); see also Grinder v. Gammon, 73 F.3d 793, 795 (8th Cir. 1996) (noting that district court need only review un-objected-to R&R for clear error). The Court has reviewed the R&R and finds no error, clear or otherwise, in the Magistrate Judge’s reasoning.

Accordingly, **IT IS HEREBY ORDERED** that:

1. The R&R (Docket No. 22) is **ADOPTED**; and
2. The Petition for Writ of Habeas Corpus (Docket No. 1) is **DENIED** and this matter is **DISMISSED**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: Friday, August 6, 2021

s/ Paul A. Magnuson

Paul A. Magnuson

United States District Court Judge